IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

WRIT PETITION NO : 12959 of 1995

Between:

Sri B. Sivaramaiah, s/o b. Subbaiah,
R/o Manendram (V), Ramakuppam (M),
Chittoor Dist.

..... PETITIONER

AND

1 The District Collector, Chittoor
2 The Mandal Revenue Officer
Ramakuppam (M0, Chittoor Dist.
3 Raghupathi, S/o Abbayyee,
R/o Manendram (V), Ramakuppam (M), Chittoor Dist.
4 Sri Gangappa, S/o Abbayee,
R/o Manendram (V), Ramakuppam (M), Chittoor Dist.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ order or direction more particularly one in the nature of a writ of Mandmaus declaring the action of the 2nd respondent in Sub. dividing S.No. 399/3, into S,No. 399/(3),(5) & (6) of Manendram (V), Ramakuppam, (M), Chittoor Dist or any other consequential proceedings there on as illegal, arbitrary and violating of sec.12 of A.P. Survey and Boundaries Act, 1923.

Counsel for the Petitioner: MR.E.KALYAN RAM

Counsel for the Respondent Nos. 1 and 2: GP FOR REVENUE

Counsel for the Respondent Nos.3 and 4: --

The Court made the following O R D E R:

Heard learned counsel for the parties.

The grievance of the petitioner is that the second respondent has got the assigned land resurveyed behind his back and got further classification as Sy.No.399/(3), (5) and (6) for an extent of Ac.0.95 cents. The land was assigned to the petitioner. It is stated that the sub-classification was being done for the purpose of reassignment.

In the counter-affidavit, it has been stated that a show cause notice has already been issued to the petitioner stating that as to why the land be not sub-divided and it is stated that an enquiry is pending.

In this view of the matter, the writ petition is disposed of with a direction to complete the enquiry after hearing the petitioner. Till the enquiry is completed and the order is passed, status quo to be maintained. No order as to costs.

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(Bilal Nazki,J)

24th March, 2005

vrn.

To

1 The District Collector, Chittoor
2 The Mandal Revenue Officer
Ramakuppam (M0, Chittoor Dist.
3 Two CCs to the Government Pleader for Revenue, High Court

of A.P., Hyderabad. (O.U.T.)

4 Two CD copies.